THE HON'BLE SRI JUSTICE A.GOPAL REDDY

W.P.NO.8495 OF 2006

DATED: 25.04.2006

BETWEEN:

Smt Malini

… Petitioner

and

The Revenue Divisional Officer, Ananthapur

And another

… Respondents

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

W.P.NO.8495 OF 2006

ORDER:

On suspension of the petitioner's fair price shop authorization on certain

irregularities, the petitioner filed an appeal before the second respondent on 20.4.2006 along with an application to stay the suspension order passed by the first respondent. Since the second respondent has not passed any interim orders on the said application, the petitioner filed the present writ petition questioning the inaction on the part of the appellate authority for passing interim order, in the apeal.

It is well settled when a statutory appeal is filed and a writ for the same relief cannot be entertained except directing the appellate authority to dispose of the said appeal/revision as the case may be, along with the stay petition.

In view of the same, the writ petition is disposed of directing the second respondent – appellate authority to pass appropriate orders in the stay petition within a period of two weeks from the date of receipt of a coy of this order. If possible, he also directed to dispose of the said appeal within a period of six weeks from the date of receipt of a copy of this order.

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25-04-2006

kvrm